IN RE: PETITION FOR RESIDENTIAL

ZONING VARIANCE

NW/S Clarion Court, 395 ft. SW

of c/l Sherwood Road

8 Clarion Court

8th Election District 3rd Councilmanic District

David G. Cole, et ux

Petitioners

* BEFORE THE

ZONING COMMISSIONER

OF BALTIMORE COUNTY

* Case No. 97-180-A

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* * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as an administrative variance filed by David G. Cole and Laura G. Cole, his wife, for that property known as 8 Clarion Court in the Cockeysville section of Baltimore County. The Petitioners/property owners herein seek a variance from Section 504.2 of the Baltimore County Zoning Regulations (BCZR), (V.B.5.b of the CMDP) to permit a setback of 9 ft. to the tract boundary, in lieu of the required 26.25 ft., for a deck. The property and relief sought are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition.

The Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should, therefore, be granted. In the opinion of the Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the

B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

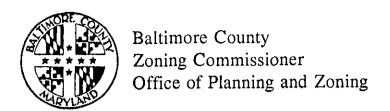
Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT, IS ORDERED by the Zoning Commissioner for Baltimore County this day of November, 1996 that a variance from Section 504.2 of the Baltimore County Zoning Regulations (BCZR), (V.B.5.b of the CMDP) to permit a setback of 9 ft. to the tract boundary, in lieu of the required 26.25 ft. for a deck, be and is hereby GRANTED, subject, however, to the following restriction:

1. The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

LES:mmn

LAWRENCE E. SCHMIDT Zoning Commissioner for Baltimore County



Suite 112, Courthouse 400 Washington Avenue Towson, Maryland 21204 (410) 887-4386

November 14, 1996

Mr. and Mrs. David G. Cole 8 Clarion Court Cockeysville, Maryland 21030

> RE: Petition for Administrative Variance Case No. 97-180-A Property: 8 Clarion Court

Dear Mr. and Mrs. Cole:

Enclosed please find the decision rendered in the above captioned case. The Petition for Administrative Variance has been granted, in accordance with the attached Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the Order to the County Board of Appeals. If you require additional information concerning filing an appeal, please feel free to contact our Appeals Clerk at 887-3353.

Very truly yours,

Lawrence E. Schmidt Zoning Commissioner

LES:mmn encl.



Petition for Administrative Variance & TO AMEND THE F.D.P. OF THE Abbey at SHERWOOD

to the Zoning Commissioner of Baltimore County

for	the	property	loca	ted	at
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Eight Clarion Court

which is presently zoned DR2

97-180-A

This Petition shall be filed with the Office of Zoning Administration & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 504, 3, BC2R (V, B. 5, B., CMDP) TO PLYMIT A SCIBACK OF 9' TO EVIL TRACT DOUNDARY IN LIVE UF UNL (LQUIRLD 26.25' FOR A CLCK.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty)

Relation of the house to the back lot line is oddly shaped to build a normal, customary deck for the community.

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

Address			
But down	Phane No		Name Eight Clarion Court 410-667-2163
		,	Laura G. Cole
Signature			City State Zipcode Name, Address and phone number of representative to be contacted.
			Cockeysville, MD 21030
(Type or Print Name)			Address Phone No.
Attorney for Petitioner			Eight Clarion Court 410-667-2163
City	State ,	Zipcode "	Signature
Address			Laura G. Cole (Vipe or Friginame) (Ole
Signature			Signature
(Type or Print Name)			Type or Print Name)
			David G. Cole
Contract Purchaser/Lessee			Legal Owner(s)·

REVIEWED BY: 00-17-96

circulation throughout Baltimore County, and that the property be reposted.

B

Printed with Soybean Ink on Recycled Paper

that the subject matter of this petition be set for a public hearing, advertised, as required by the Zoning Regulations of Boitimore County, in two newspapers of general

Zoning Commissioner of Baltimore County

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

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address		100		21.020
	/sville,			21030 Zip Code
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PUBLIC	NOTARY PU	ina i	Lá	Thoman
	est is filed, Affition. TIMORE, to file Dersonally appearsonally appears the are true and the are true are true are true and the are true are tru	est is filed, Affiant(s) will be ration. TIMORE, to wit: Cochber personally appeared e and L tisfactorily identified to me at the are true and correct to the	city State owing are the facts upon which I/we base the re- or practical difficulty) the back lot line is oddly the community. est is filed, Affiant(s) will be required to pay a station. Colober Laura G. (type or print name from personally appeared e. and Laura tisfactorily identified to me as such Affiantt(s) the are true and correct to the best of his/her/th.	che back lot line is oddly shaped the community. The communit

May 12, 1999

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at	Eight Clarior	1 Court	
ad	dr es s		
	Cockeysville,	, MD	21030
	City	State	Zīp Code
ann an	4b - faut- aman mhia	h I kua hasa tha manusas	t for an Administrative
That based upon personal knowledge, the following Variance at the above address: (indicate hardship or pre-		ii i/we base me reques	tor an Administrative
Relation of the house to the	e back lot line	e is oddly sh	aped to build
a normal, customary deck for	the community	<i>.</i>	
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	<u> </u>		
That Affiant(s) acknowledge(s) that if a protest is may be required to provide additional information (signature) David G. Cole (type or print name) STATE OF MARYLAND, COUNTY OF BALTIF I HEREBY CERTIFY, this	MORE, to wit:	(signathre) Eaura G. Colo (type or print name)	S.Col
the Affiants(s) herein, personally known or satisfathat the matters and facts hereinabove set forth at AS WITNESS my hand and Northin Schuller date TINA L. THOMEN CARROLL CO.	NOTARY PU	best of his/her/their kn	Moved and belief.
My Comm. Exp	3.		

May 12, 1999



Petition for Administrative Variance & TO AMEND THE F.D. P. OF THE Abbilly at Sherwood to the Zoning Commissioner of Baltimore County

for the property located :	at Eight Clarion Court
97-180	. A which is presently zoned DR2
his Petition shall be filed with the Office of Zoning Admin The undersigned, legal owner(s) of the property situate in Bo ereto and made a part hereof, hereby petition for a Variance CMDP) to PLYMIT a 5Ltba IN URU OF FUL YLQUIYLD	nistration & Development Management. Inaltimore County and which is described in the description and plat attached in the section (s) 50 4. 2 8 C 2 C V.B.S. b.; RCK OF 9' to the tract boundar also 26.25' for a dlck.
of the Zoning Regulations of Baltimore County, to the Zoning practical difficulty)	Law of Baltimore County; for the following reasons: (Indicate hardship or
	ot line is oddly shaped to build a normal,
customary deck for the community.	-
Property is to be posted and advertised as pres I, or we, agree to pay expenses of above Variance advertising the bound by the zoning regulations and restrictions of Baltim	ng, posting, etc., upon filing of this petition, and further agree to and are to
	•
	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.
Contract Purchaser/Lessee:	. I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the
אסר/tract Purchaser/Lessee:	. I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.
	. I/We do solemnly declare and affirm, under the penalties of perjury, that i/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s):
	. I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s): David G. Cole
Type or Print Name)	. I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s): David G. Cole
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Type or Print Name) ∌Ignature	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s): David G. Cole (Type or Print Name) Signature Ligura G., Cole
Type or Print Name) Signature Address	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s): David G. Cole (Type or Print Name) Signature Ligura G., Cole
Type or Print Name) Signature Address City State Zipcode	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s): David G. Cole (Type or Print Name) Signature Ligura G., Cole (Type or Brint Name) Signature August Golde Signature
Type or Print Name) Signature Address City State Zipcode Attorney for Petitioner:	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s): David G. Cole (Type or Print Name) Signature Ligura G. Cole (Type or Print Name) COL
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Type or Print Name) Signature Address City State Zipcode Attorney for Petitioner:	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s): David G. Cole (Type or Print Name) Signature Laura G. Cole (Rype or Print Name) Fright Clarion Court Address Phone No. Cockeysville, MD 21030 City State Zipcode
Type or Print Name) Signature Address Dity State Zipcode Attorney for Petitioner: Type or Print Name)	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s): David G. Cole (Type or Print Name) Signature Laura G. Cole (Type or Print Name) Signature Eight Clarion Court 410-667-2163 Address Phone No. Cockeysville, MD 21030
Type or Print Name) Signature Address Sity State Zipcode Attorney for Petitioner: Type or Print Name)	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s): David G. Cole (Type or Print Name) Signature Laura G., Cole (Type or Brint Name) Signature Eight Clarion Court Address Phone No. Cockeysville, MD 21030 City State Zipcode Name, Address and phone number of representative to be contacted. "
Signature Signature State Zipcode Attorney for Petitioner: Type or Print Name)	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s): David G. Cole (Type or Print Name) Signature Laura G., Cole (Type or Brint Name) Fight Clarion Court Address Phone No. Cockeysville, MD 21030 City State Zipcode Name, Address and phone number of representative to be contacted. " Laura G. Cole Name
Type or Print Name) Signature Address City State Zipcode Attorney for Petitioner:	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s): David G. Cole (Type or Print Name) Signature Laura G. Cole (Type or Print Name) Signature Eright Clarion Court 410-667-2163 Address Phone No. Cockeysville, MD 21030 City State Zipcode Name, Address and phone number of representative to be contacted. " Laura G. Cole

REVIEWED BY: DATE: 10-27-16



Printed with Soyboan Ink on Recycled Paper ITEM #: 180

Zoning Commissioner of Baltimore County

97-180-A

ZONING DESCRIPTION

08 Clarion Court

Eighth Election District
Third Councilmanic District

Beginning at a point on the northwest side of Clarion Court, 50 feet wide, at a distance of 395 feet southwesterly from the centerline of Sherwood Road. Being Lot 17 in the subdivision of "The Abbey at Sherwood" recorded among the Land Records of Baltimore County in Plat Book S.M. Number 64 folio 133, containing 0.238 Acres, more or less (10,366 square feet).



RECEIVED FROM: MISCELL_NEOUS CASH RECEIPT OFFICE BALTIMORE COUNTY, MARYLAND ひきる PINK - AGENCY YELLOW - CUSTOMER FINANCE - REVENUE DIVISION 20 (010) (MEGO FUR) VALIDATION OR SIGNATURE OF CASHIER 63A91#9192MICHRC LACCOUNT J. C. 10 Clares 100. \$100,00 B

For newspaper advertising:
Item No.: 180 Petitioner: David and Laura G. Cole
Location: Eight Clarion Court, Cockeysville, MD 21030
PLEASE FORWARD ADVERTISING BILL TO:
NAME: David and Laura G. Cole
ADDRESS: Eight Clarion Court, Cockeysville, MD 21030
PHONE NUMBER: 410-667-2163

CERTIFICATE COPOSTING

	RE: Case No.: 97-180-19
	Petitioner/Developer: Davida
	Laura Cole
	Date of Hearing/Closing: $1/-1294$
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204	
Attention: Ms. Gwendolyn Stephens	
Ladies and Gentlemen:	
This letter is to certify under the penalties of per	rjury that the necessary sign(s) required by law
were posted conspicuously on the property local 8 CLARION COU HUDF VAILEY, MARY	irt
The sign(s) were posted on OC	to bec 19, 1996 Month, Day, Year)
ZONING NOTES VARIANCE PUBLIC REARING 1	Sincerely, Whense (Signature of Sign Poster and Date) Sue W. McKenzie (Printed Name) (Printed Name) (Address) Baltimore, MD 21234 (City, State, Zip Code) (410) 668-8576 (Telephone Number)
917-180-A	

Request for Zoning: Administrative Variance

Date to be Posted: Anytime before but no later than 10-27-96

Format for Sign Printing, Black Letters on a White Background:

		ZONING N	OTICE		
		ADMINISTRA VARIAN			
		Case No.:9	7-180-1	A.	
TO		A SETBACK	^	9'	TO The
TRACT	BOUNDARY	in Lieu	of	The	REDUIRED
26.2	5' FOR	_ 1			· · · · · · · · · · · · · · · · · · ·
		·	***************************************	<u></u>	
		PUBLIC HE	ARING	?	
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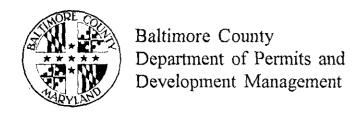
DO NOT REMOVE THIS SIGN AND POST UNTIL AFTER ABOVE DATE UNDER PENALTY OF LAW

ADDITIONAL INFORMATION IS AVAILABLE AT THE DEPARTMENT OF

111 WEST CHESAPEAKE AVE., TOWSON, MD 21204, (410) 887-3391

PERMITS AND DEVELOPMENT MANAGEMENT, COUNTY OFFICE BUILDING,

HANDICAPPED ACCESSIBLE



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

October 25, 1996

ABOUT YOUR ADMINISTRATIVE VARIANCE

CASE NUMBER: 97-180-A (Item 180)

8 Clarion Court

NW/S Clarion Court, 395' SW of c/l Sherwood Road

8th Election District - 3rd Councilmanic

Legal Owner(s): David G. Cole and Laura G. Cole

Post by Date: 10/27/96

Closing Date: 11/12/96

Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice serves as a refresher regarding the administrative process.

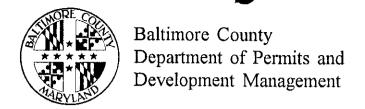
- 1) The Zoning Notice sign must be visible on the property under petition on or before the "Post by Date" noted above. It should remain there until after the closing date.
- 2) The "Closing Date" noted above, is the deadline for a neighbor to file a formal request for a public hearing.
- 3) After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. He/She may (a) grant the requested relief, (b) deny the requested relief, or (c) Order that the matter be set in for a public hearing. You will receive written notification (typically within 7 to 10 days) as to whether or not your petition has been granted, denied, or will go to public hearing.
- 4) In cases that must go to a public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), notification of same will be forwarded to you. The sign on the property must be changed giving notice of the hearing's date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign, must be forwarded to this office.

PROCESS IS NOT PLEASE UNDERSTAND THAT ON THE CLOSING DATE. THE COMPLETE. THE FILE GO THROUGH FINAL REVIEW. ORDERS MUST AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

Arnold Jablon

Director

cc: David and Laura Cole



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

December 12, 1996

Mr. and Mrs. David G. Cole Eight Clarion Court Cockeysville, MD 21030

RE: Item No.: 180

Case No.: 97-180-A

Petitioner: David G. Cole, et ux

Dear Mr. and Mrs. Cole:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on October 17, 1996.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

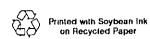
If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (887-3391).

Sincerely,

W. Carl Richards, Jr.

Zoning Supervisor

WCR/re
Attachment(s)



John Arthander

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: November 8, 1996

Department of Permits & Development

Management

Robert W. Bowling, Chief Development Plans Review Division

SUBJECT: Zoning Advisory Committee Meeting

for November 4, 1996

Item Nos. 175, 176, 177, 178,

181, and 182

The Development Plans Review Division has reviewed the subject zoning item, and we have no comments.

RWB:HJO:jrb

cc: File

The Many Many

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE

TO:

PDM

DATE: 10/25/95

FROM:

R. Bruce Seeley

Permits and Development Review

DEPRM

SUBJECT:

Zoning Advisory Committee

Meeting Date: Oct, 28

The Department of Environmental Protection & Resource Management has no comments for the following Zoning Advisory Committee Items:

Item #'s:

175

qa:288

BRUCE2/DEPRM/TXTSBP

Baltimore County Government Fire Department



700 East Joppa Road Towson, MD 21286-5500 Office of the Fire Marshal (410) 887-4880

DATE: 10/24/98

Arnold Jablon, Director Zoning Administration and Development Management Baltimore County Office Building Towson, MD 21204 MAIL STOP-1105

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF OCT. 28, 1996.

Item No.: SEE BELOW

Zoning Agenda:

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property,

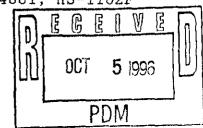
8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS: 176, 177, 178, 180 AND 181.

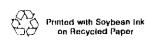
REVIEWER: LT. ROBERT P. SAUERWALD

Fire Marshal Office, PHONE 887-4881, MS-1102F

cc: File

CROFILMED





BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

DATE: October 23, 1996

TO:

Arnold Jablon, Director

Permits and Development

Management

FROM:

Pat Keller, Director

Office of Planning

SUBJECT:

Petitions from Zoning Advisory Committee

The Office of Planning has no comments on the following petition(s):

Item Nos. 176, 178 (180,) and 181

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3495.

Prepared by:

Division Chief:

PK/JL



Maryland Department of Transportation State Highway Administration

David L. Winstead Secretary Parker F Williams Administrator

Ms. Rosiyn Eubanks Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

RE:

10-23-96
Baltimore County Item No. 180 (5CM)

Dear Ms. Eubanks:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Bob Small at 410-545-5581 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,

Law Ronald Burns, Chief

Engineering Access Permits

BS/es

My telephone number is _____

97-180-A

June 06, 1996

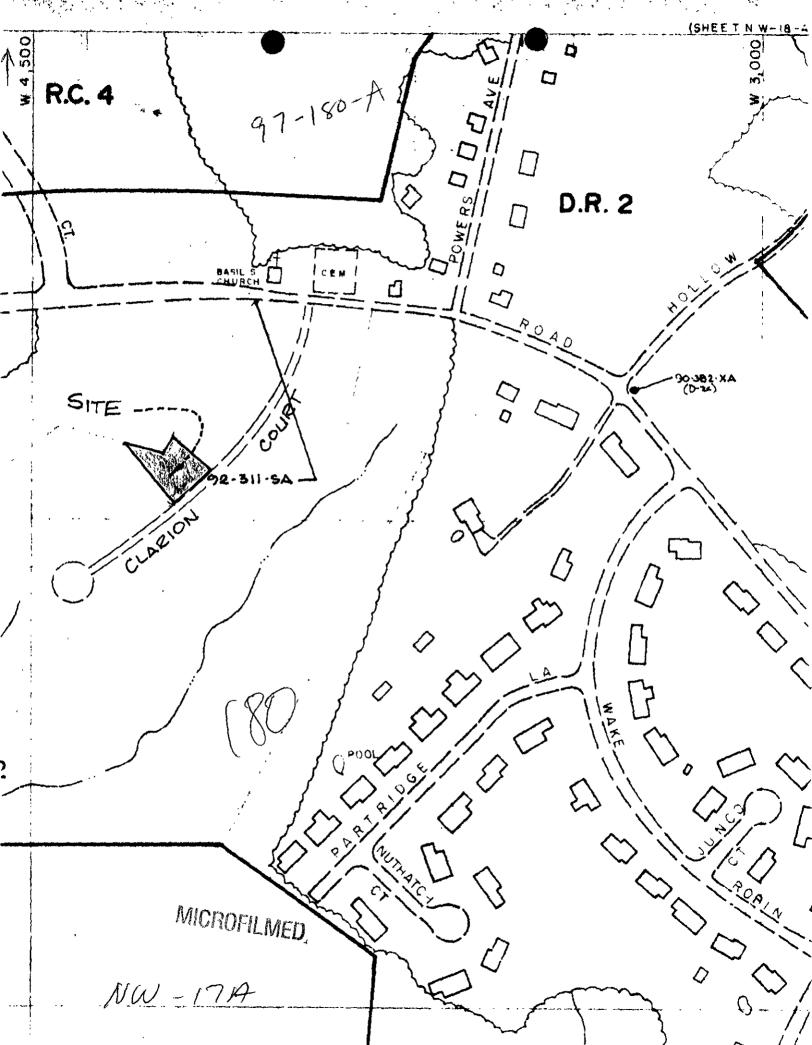
Baltimore County Government

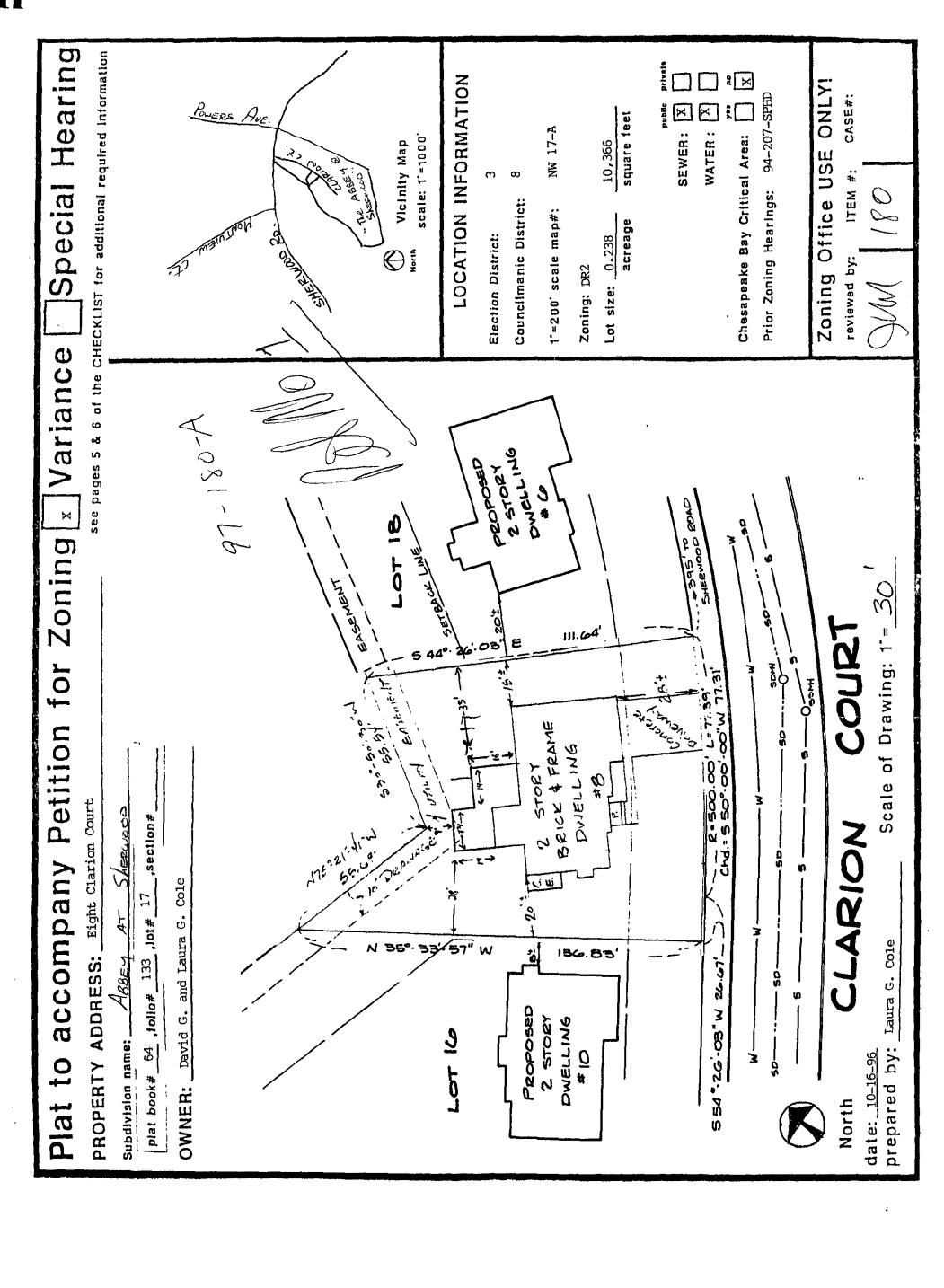
RE: Variance for Eight Clarion Court Hunt Valley, Maryland 21030

To Whom It May Concern:

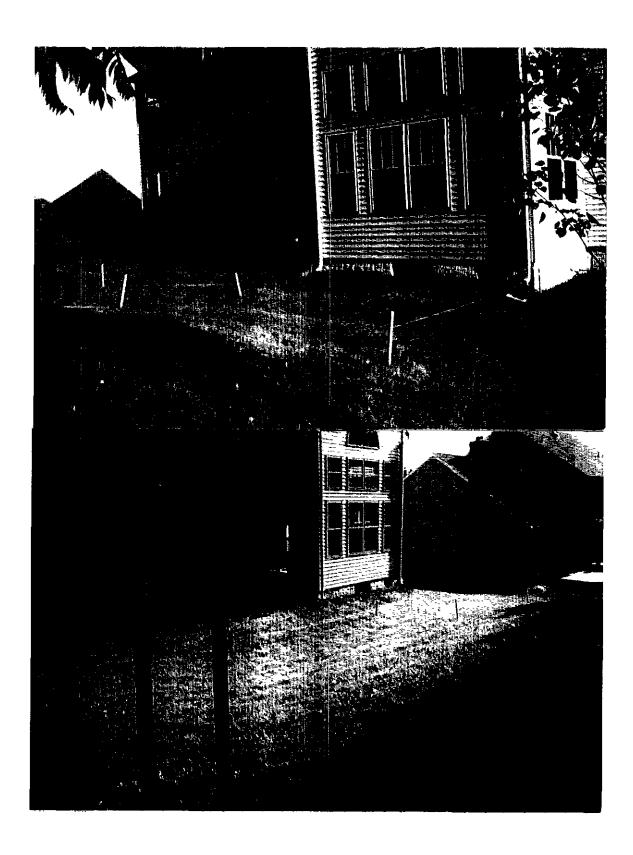
We, the undersigned, understand the nature, size, and scope of the proposed deck to the house on the above referenced property. We have seen the surveyed land plot diagram showing the deck's perimeter. We do not believe the deck will adversely influence our lifestyle in any way, and we give our consent for the deck to be built.

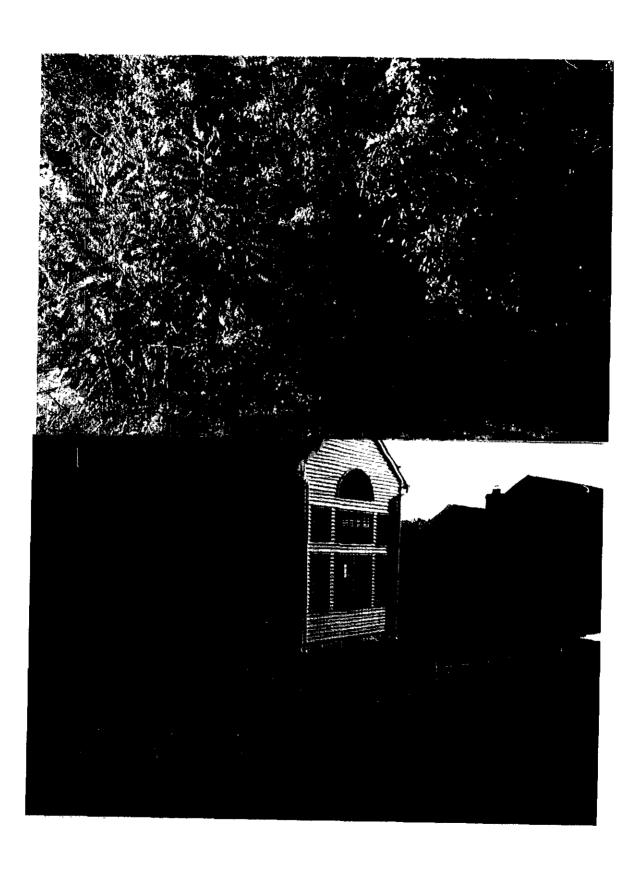
Ciaig R Clies	
Lee Clise	
Craig'R. and Lee Clise Six Clarion Court (Lot 18)	
James T. Arlenow b	
Muna H. Honor	
James T. and Diana H. Johnson, Sr. Ten Clarion Court (Lot 16)	

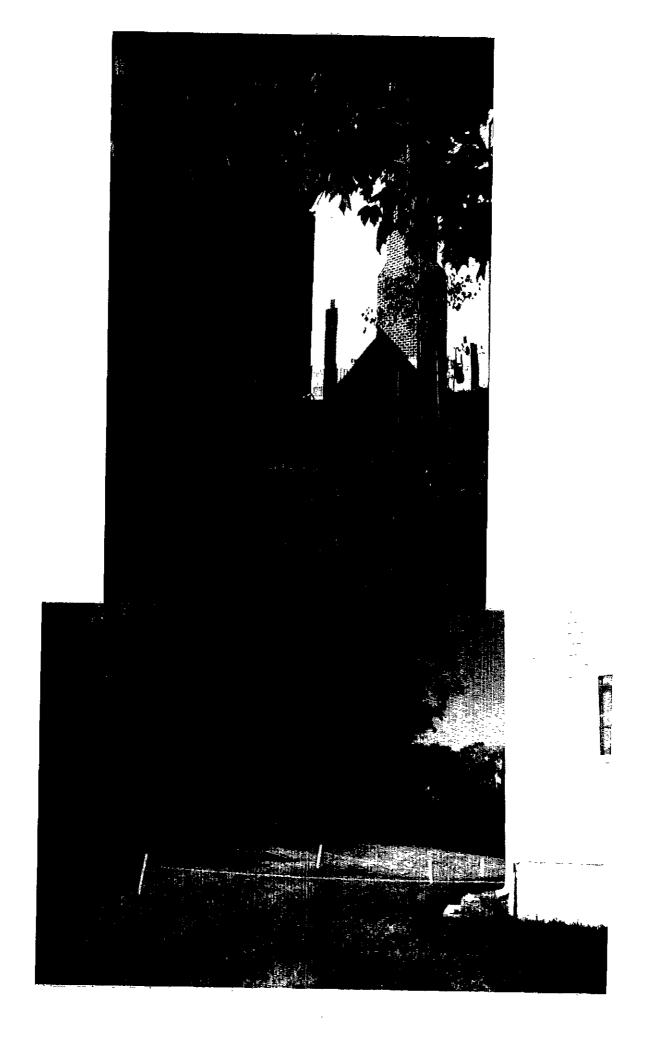




97-180-A









BALTIMORE COUNTY
OFFICE OF PLANNING AND ZONING
PHOTOGRAPHIC MAP

COCKEYSVIL